

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DANIEL MARINO, : CIV. NO. 11-6811
PLAINTIFF :
: V. :
: :
USHER, ET AL., :
DEFENDANTS :

MOTION TO CONTINUE JANUARY 24, 2014 HEARING

Samuel C. Stretton, Esquire, counsel for Francis Malofiy, Esquire, in the captioned matter, respectfully requests this Honorable Court continue the hearing scheduled for January 24, 2014 for the following reasons:

1. A second hearing on the Defendants' Motion for Sanctions is scheduled for January 24, 2014 at 11:00 a.m.
2. Samuel C. Stretton, Esquire represents Francis Malofiy, Esquire, the attorney for the Plaintiff.
3. Samuel C. Stretton, Esquire has other trials the week of January 20, 2014.
4. Samuel C. Stretton, Esquire would be available on the afternoon of January 29, 2014. He would also be available January 30, 2014 and February 3, 2014.

WHEREFORE, Samuel C. Stretton, Esquire, counsel for Francis Malofiy, Esquire, respectfully requests this Honorable Court

continue the hearing scheduled for January 24, 2014 for the reasons above stated.

Respectfully submitted,

s/Samuel C. Stretton

Samuel C. Stretton, Esquire
Attorney for Francis Malofiy, Esq.
301 S. High Street
P.O. Box 3231
West Chester, PA 19381
(610) 696-4243
Attorney I.D. No. 18491

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MEMORANDUM OF LAW IN SUPPORT OF MOTION TO CONTINUE JANUARY 24,
2014 HEARING ON DEFENDANTS' MOTION FOR SANCTIONS

Samuel C. Stretton, Esquire, counsel for Francis Malofiy, Esquire, is respectfully requesting a continuance of the hearing scheduled for January 24, 2014 on Defendants' Motion for Sanctions because Mr. Stretton has other trials scheduled that week.

Present counsel would be available in the afternoon of January 29, 2014. He would also be available January 30, 2014 and February 3, 2014.

Respectfully submitted,

s/ Samuel C. Stretton
Samuel C. Stretton, Esquire
Attorney for Francis Malofiy, Esq.
301 S. High Street
P.O. Box 3231
West Chester, PA 19381
(610) 696-4243
Attorney I.D. No. 18491

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CERTIFICATE OF SERVICE

I hereby certify I am this date serving a copy of the Motion to Continue the January 24, 2014 Hearing in the captioned matter upon the following persons in the manner indicated below.

Service by First Class Mail addressed as follows:

1. Honorable Paul S. Diamond
United States District Court for the
Eastern District of Pennsylvania
6613 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106
2. Jonathan D. Davis, Esquire
Jonathan D. Davis, P.C.
99 Park Avenue, Suite 1600
New York, NY 10016
(212) 687-5464
3. Michael Eidel, Esquire
Fox Rothschild, LLP
2000 Market Street, 20th Floor
Philadelphia, PA 19103
(215) 299-2000

Attorneys for Defendants, Usher Raymond, IV a/k/a Usher ("Usher"), Sony Music Entertainment, EMI April Music, Inc., EMI Blackwood Music, Inc., Warner-Tamerlane Publishing Corp., UR-IV Music, Inc., Bystorm Entertainment, Mark Pitts, Issiah Avila, Jr., Bobby Ross Avila, Jr., Sublime

Basement Tunez, Defenders of Music, Flyte Tyme Tunes, James Samuel Harris, III, and Terry Steven Lewis.

4. Mark S. Lee, Esquire
Manatt, Phelps & Phillips, LLP
11355 W. Olympic Boulevard
Los Angeles, CA 90064-1614
(310) 312-2000
(310) 312-4224 - Fax
mlee@manatt.com
5. Lance Rogers, Esquire
Rogers & Associates, LLC
25 Elliot Avenue
Bryn Mawr, PA 19010
(610) 649-1880
(877) 649-1800 - Fax
lance@rogerscounsel.com
Attorney for Defendant, IN2N Entertainment Group, LLC
("IN2N")
6. Thomas Van Dell
10900 Wilshire Blvd., Suite 1400
Los Angeles, CA 90024
(310) 443-5332
vandell@hudcan.com
Defendant, Pro Se
7. Dante E. Barton
1111 Bergen Road
Oreland, PA 19075
Defendant, Pro Se
8. William C. Guice
16794 East Tufts Avenue
Aurora, CO 80015
Defendant, Pro Se

9. Francis Malofiy, Esquire
The Beasley Building
1125 Walnut Street
Philadelphia, PA 19107
(215) 500-1000
(215) 500-1005 - Fax

Respectfully Submitted,

January 13, 2014
Date

s/ Samuel C. Stretton
Samuel C. Stretton, Esquire
Attorney for Francis Malofiy, Esq.
301 S. High Street
P.O. Box 3231
West Chester, PA 19381-3231
(610) 696-4243
Attorney I.D. No. 18491